

UNITED STATES DISTRICT COURT

for the

Middle District of Pennsylvania

United States of America

v.

Brian Barner

Date of Original Judgment: 12/21/1998

Date of Previous Amended Judgment: 12/17/2008

(Use Date of Last Amended Judgment if Any)

) Case No: 4:CR-97-207-02

) USM No: 08505-067

) Pro se

) Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 378 months is reduced to 305 months.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 12/21/1998 shall remain in effect.

IT IS SO ORDERED.

Order Date: 4/27/16


Judge's signature

Effective Date: (if different from order date)

Yvette Kane, United States District Judge
Printed name and title